

**PROFESSIONAL GEOLOGIST SECTION MEETING
EXAMINING BOARD OF PROFESSIONAL GEOLOGISTS,
HYDROLOGISTS AND SOIL SCIENTISTS
MINUTES
SEPTEMBER 17, 2003**

PRESENT: Thomas Evans, David Mickelson, and Joan Underwood (via telephone)

STAFF PRESENT: Jerry Lowrie, Bureau Director; William Black, Legal Counsel;
Pat Schenck, Program Assistant; Secretary Donsia Strong Hill, Deputy Mary
Schlaefer, and Division of Enforcement Staff for portions of the meeting.

CALL TO ORDER

David Mickelson, Vice Chair, called the meeting to order at 1:03 p.m. A quorum of 3 members was present.

ADOPTION OF AGENDA

MOTION: Thomas Evans moved, seconded by Joan Underwood, to adopt the agenda as written. Motion carried unanimously.

MINUTES (March 12, 2003)

MOTION: Thomas Evans moved, seconded by Joan Underwood, to approve the minutes of March 12, 2003 as written. Motion carried unanimously.

**ADMINISTRATIVE REPORT
JERRY LOWRIE, BUREAU DIRECTOR**

Jerry Lowrie, Bureau Director of Business and Design introduced himself to the Section and gave a summary on his background and experience in state government and the private sector. Introductions went around the table with each Section member giving a brief summary on their background and experiences.

SECTION ROSTER

Add cell phone number for David M. Mickelson (608) 225-9200.
Change the cell phone number for Joan Underwood (920) 377-1363.

2003 SECTION MEETING DATES

Next meeting is December 17, 2003 at 9:00 A.M.

2004 SECTION MEETING DATES

2004 dates will be confirmed in October 2003.

TO-DO LIST

Noted.

SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES, AND ADMINISTRATIVE RULES AND PRESS RELEASE OF DISCIPLINARY ORDERS

Noted.

TRAVEL

ASBOG 2003 ANNUAL MEETING, JACKSONVILLE, FL OCTOBER 28 TO NOVEMBER 2, 2003.

The Section reported that the Council of Examiners meeting in the Spring of 2004 is an important task analysis group that meets once every 5 years. It's important for Wisconsin to be represented at this meeting.

MOTION: Thomas Evans moved, seconded by David Mickelson, to designate Joan Underwood as the voting delegate on behalf of the Professional Geologist Section for purposes of participation at the ASBOG 2003 Annual Meeting in Jacksonville, FL on October 28, 2003 to November 2, 2003. Motion carried unanimously.

LEGISLATIVE UPDATE

None.

ADMINISTRATIVE RULES UPDATE

None.

INTER-AGENCY LIAISON COMMITTEE DISCUSSION

Secretary Donsia Strong Hill introduced Deputy Secretary Mary Schlaefter. Deputy Secretary Schaefer will be taking the lead of the Inter-Agency Liaison Committee and will be contacting other agencies at the upper agency level. The Section agreed that Deputy Secretary Mary Schlaefter might have a stronger impact in working with other agencies at the higher levels.

The Section is concerned about the individuals working as Hydrologist, Geologists, and Soil Scientist in Wisconsin that are unlicensed with the Department of Regulation and Licensing.

The Department of Natural Resources, Commerce, and Department of Agriculture Trade and Consumer Protection have people working as Hydrologists, Geologists, and Soil Scientists, but do not state in their Administrative Code that they must be licensed with the Department of Regulation and Licensing to work under these titles in Wisconsin. The result is many are practicing without a license and fewer applicants get a license with the Department of Regulation and Licensing. Wisconsin law states they must have a license to practice in these professions in Wisconsin.

Each Section member will compile Administrative Rules relative to their professions and forward them to Tracy Benzel in the Soil Science Section.

PETROLEUM ENVIRONMENTAL CLEANUP FUND ACT (PECFA)

PECFA is a subset of the Inter-Agency Liaison Committee. Deputy Secretary Mary Schlaefter will update the Section as changes occur.

EXAMINATION ISSUES

COURTESY PROCTOR – EXAMINATION SURVEY

Information only.

EXAM REGISTRATION UPDATE - DARWIN TICHENOR

Darwin Tichenor reported that seven candidates are scheduled for the October 2003 examination.

UNAUTHORIZED PRACTICE OF LAW – BILL BLACK

Bill Black reported that the State Bar is taking unauthorized practice of law before the Supreme Court in order to create a Committee of Study at the November 18, 2003 Hearing.

The Section discussed how this new law might affect their professions. The Section agreed that a letter of concern be mailed to the Supreme Court to explain the Sections concerns and how it will affect their professions, with a request that Mike Davey be appointed to this Committee to provide some guidance on this issue.

ASBOG

PLANS FOR EXAMINATION TASK ANALYSIS STUDY – DARWIN TICHENOR

ASBOG is planning to update the examination with a task analysis study and is calling for volunteers for committee meetings.

Joan Underwood is interested in working on the task analysis study. Jerry Lowrie will check on the availability of funds for the Spring 2004 meeting.

CHARTER AND BYLAWS PROPOSED CHANGES – DARWIN TICHENOR

MOTION: Thomas Evans moved, seconded by David Mickelson, to appoint Joan Underwood as the delegate to represent the Board's opinion that proposed changes to the ASBOG Charter are acceptable to the Board as presented. Motion carried unanimously.

SECTION MEMBER ACTIVITY

None.

PRACTICE ISSUES

CHRISTINE REIMER – NATIONAL GROUND WATER ASSOCIATION

The Section reviewed and discussed two scenarios and questions from Christine Reimer. Ms. Reimer questioned whether the scenario presented is the Professional Practice of Geology. The Section concluded that both scenarios are practicing Professional Hydrology or Professional Geology. The Section reported that Professional Engineers are exempt from the two scenarios.

There are 1202 Professional Geologists licensed in Wisconsin.

Jerry Lowrie will draft a written response to Christine Reimer.

MISCELLANEOUS CORRESPONDENCE/INFORMATION

None.

NEW BUSINESS

None.

PRESENTATION OF STIPULATIONS SUBMITTED AFTER PRINTING OF AGENDA

None.

CLOSED SESSION

MOTION: David Mickelson moved, seconded by Thomas Evans, to convene to Closed Session to deliberate on cases following a hearing (s. 19.85(1)(a), Stats.; to consider licensure or discipline (s. 19.85(1)(b), Stats.; to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.; and, to confer with legal counsel (s. 19.85(1)(g)). Motion carried by roll call vote: Thomas Evans-yes, David Mickelson-yes, and Joan Underwood-yes.

Convene to Closed Session at 2:25 p.m.

RECONVENE TO OPEN SESSION

MOTION: David Mickelson moved, seconded by Thomas Evans, to reconvene into Open Session at 3:55 p.m. Motion carried unanimously.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION, IF VOTING IS APPROPRIATE

**MONITORING REPORT
CASE CLOSINGS
STIPULATIONS
ADMINISTRATIVE WARNINGS,**

None.

PENDING APPLICATIONS

PAUL EGGEN

MOTION: Thomas Evans moved, seconded by David Mickelson, to approve **Paul Eggen** for a Professional Geologist license by examination. Motion carried unanimously.

IRVIN MOSSBERGER

MOTION: Thomas Evans moved, seconded by David Mickelson, to approve **Irvin Mossberger** for a Professional Geologist license by examination. Motion carried unanimously.

MEREDITH WESTOVER

MOTION: Thomas Evans moved, seconded by David Mickelson, to approve **Meredith Westover** for a Professional Geologist license by examination. Motion carried unanimously.

CLIFFORD YANTZ

MOTION: Thomas Evans moved, seconded by David Mickelson, to approve **Clifford Yantz** for a Professional Geologist license by examination. Motion carried unanimously.

THOMAS BAUMAN

MOTION: Thomas Evans moved, seconded by David Mickelson, to approve **Thomas Bauman** for a Professional Geologist license by examination. Motion carried unanimously.

REBECCA CAUDILL

MOTION: Thomas Evans moved, seconded by David Mickelson, to approve **Rebecca Caudill** for a Professional Geologist license by examination. Motion carried unanimously.

STUART GROSS

MOTION: Thomas Evans moved, seconded by David Mickelson, to approve **Stuart Gross** for a Professional Geologist license by examination. Motion carried unanimously.

DAVID PERRY

MOTION: Thomas Evans moved, seconded by David Mickelson, to approve **David Perry** for a Professional Geologist license by reciprocity. Motion carried unanimously.

JOHN STAFFORD

MOTION: Thomas Evans moved, seconded by David Mickelson, to approve **John Stafford** for a Professional Geologist license by reciprocity. Motion carried unanimously.

EXAMINATION ISSUES

None.

SUCH OTHER ITEMS AS AUTHORIZED BY LAW

None.

ADJOURNMENT

MOTION: Joan Underwood moved, seconded by Thomas Evans, to adjourn the meeting at 2:55 p.m. Motion carried unanimously.

Next Meeting: December 17, 2003 9:00 a.m.